IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION No: 22625 of 2004

Between:

M. Anand Babu, S/o. M.A. Prabhakar,
Nagari, Chittoor District.

..... PETITIONER

AND

1 The Government of Andhra Pradesh, Rep. by its Principal Secretary, Agricultural & Cooperation
(VIG-1) Department, Secretariat, Hyderabad.
2 The Commissioner & Director of Agriculture, Government of Andhra Pradesh, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more in the nature of Writ of Certiorari, calling for the records pertaining to O.a.No.6124/2004 dated 9-11-2004 on the file of Hon'ble A.P.A.T and quash the same and consequently declare the G.O.Rt.No.967, Agriculture & Cooperation (VIG-1) Department, dated 11-9-2004, passed by the 1st respondent herein as illegal, arbitrary, contrary to law and violative of principles of natural justice.

Counsel for the Petitioner: MR.V.S.N.SARMA

Counsel for the Respondents: GP FOR AGRICULTURE

The Court made the following:

ORAL ORDER (PER GB,J.)

The Writ Petition is filed challenging the inaction on the part of the Tribunal in not granting appropriate interim relief.

2. The petitioner challenged the order issued by the Government in G.O.Rt.No.967 Agriculture and Cooperation (VIG.I) Department, dated 11-9-2004. While admitting the O.A., the Tribunal issued notice on interim relief, since neither the interim relief was granted nor was it refused, the present Writ Petition has been filed.

3. We are afraid it is not appropriate for this Court to interfere at this juncture. The petitioner has to await the order of the Tribunal in respect of the interim relief claimed by him.

4. The petitioner however has already been reverted to the lower post. Hence, we find that the matter requires to be expedited by the Tribunal in view of the submissions made by the learned counsel for the petitioner. Therefore, we leave it open to the petitioner to make appropriate application for expediting the O.A., if necessary before the Tribunal.

5. With the direction indicated above, the Writ Petition is disposed of. No costs.

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(G. BIKSHAPATHY, J.)

Date: 08-12-2004

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(P.S. NARAYANA, J.)

ES

To

1. The Principal Secretary, Government of Andhra Pradesh, Agricultural & Cooperation (VIG-1) Department, Secretariat, Hyderabad.
2. The Commissioner & Director of Agriculture, Government of Andhra Pradesh, Hyderabad.

3. 2 CCs to the G.P. for Agriculture, High Court of A.P., Hyderabad (OUT).

4. 2 CD copies.